

REMARKS

Status of the claims

Claims 123-152 are presently pending in the application.

Inventorship

The Advisory Action states that Applicants' Request to Correct Inventorship, mailed on November 21, 2002 has been granted. Applicants look forward to receipt of a corrected filing receipt reflecting the correct inventorship.

35 U.S.C. § 103

Claims 123-152 remain rejected over Grosveld (U.S. Patent No. 5,635,355). *See* Advisory Action dated June 2, 2004.

Despite the Office's repeated assertions to the contrary, Applicants again submit that the term "library" is both clearly defined in the specification and clearly understood in the art to refer to a collection of different sequences. Nonetheless, and solely to advance prosecution, claims 123 and 143 have been amended to explicitly recite that the practice of the claimed methods generates a plurality of different DNA fragments. Since Grosveld does not describe or suggest methods for preparation of libraries comprising collections of different fragments as claimed, this reference cannot render obvious any of the pending claims and withdrawal of this rejection is in order.

CONCLUSION

Applicants believe that the pending claims are non-obvious over the cited reference for the reasons of record. Inasmuch as the amendments presented herein are believed to address the concerns set forth in previous Office Actions, Applicants believe the claims are in condition for allowance. If, for some reason, the concerns of the Office remain unaddressed, Applicants believe that entry of the foregoing amendments will simplify issues for appeal. Accordingly, Applicants respectfully request entry of the foregoing amendments.

Respectfully submitted,

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